IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6131 of 1991

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH
===
1. Whether Reporters of Local Papers may be allowed   : NO
   to see the judgements?

2. To be referred to the Reporter or not?   : NO

3. Whether Their Lordships wish to see the fair copy   : NO
   of the judgement?

4. Whether this case involves a substantial question   : NO
   of law as to the interpretation of the Constitution
   of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge?   : NO

   HEIRS OF RAMABHAI M PATEL-   HIRABEN WD/O RAMABHAI M PATEL
Versus
   COMPETENT AUTHORITY & DEPUTY COLLECTOR

   Appearance:
        MR PM BHATT for Petitioners
        MRS MANISHA LAVKUMAR, AGP, for Respondent No. 1, 2

   CORAM : MR.JUSTICE M.S.SHAH
   Date of decision: 23/06/1999

ORAL JUDGEMENT

     Heard Mr P.M. Bhatt, for the petitioner and Mrs
   Manisha Lavkumar, learned AGP, for the respondents.

   2 The petitioner has challenged the inaction on the
   part of the respondents in not deciding the petitioner's
   application under section 20(1) of the Urban Land
   (Ceiling & Regulation) Act, 1976. The authorities have

not taken possession of the land in question from the petitioner which fact is not in dispute, in view of the instructions received by the learned AGP from Mr Baria, Deputy Mamlatdar, in the office of respondent no.1.

3 The Urban Land (Ceiling & Regulation) Act, 1976 has been repealed by the Urban Land (Ceiling & Regulation) Repeal Act, 1999, as adopted by the Gujarat State Legislative Assemlby as per the resolution dated 30th March 1999, passed under Article 252(2) of the Constitution. In view of the provisions of the aforesaid Repeal Act, 1999, the orders impugned in the present petition do not survive and all the proceedings under the Urban Land (Ceiling & Regulation) Act, 1976 in respect of the land in question as well as the present petition have abated.

4 The petition is accordingly disposed of as having abated. There shall be no order as to costs.

     (M S SHAH, J.)
(mohd)